

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

JAMES DEWAYNE McHENRY

Petitioner,

VS.

RICK THALER, Director
Texas Department of Criminal Justice,
Correctional Institutions Division

Respondent.

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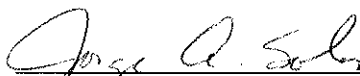
NO. 3-10-CV-1910-P

ORDER

After conducting a review of the pleadings, files and records in this case, and the Findings and Recommendation of the United States Magistrate Judge in accordance with 28 U.S.C. § 636(b)(1), I am of the opinion that the Findings and Recommendation of the Magistrate Judge regarding *in forma pauperis* status are correct, and they are hereby accepted as the Findings of the Court. Accordingly, plaintiff's application to proceed *in forma pauperis* (doc. #5) is denied. Plaintiff is ordered to pay the \$5.00 statutory filing fee within 20 days after the date of this order. If he fails to do so, this case will be dismissed without further notice.

In light of the Court's grant of 20 days for petitioner to pay the statutory filing fee, petitioner's motion to extend time (doc. #8) is denied without prejudice.

SO ORDERED this 22nd day of November, 2010.



JORGE A. SOLIS
UNITED STATES DISTRICT JUDGE